### **PATENT**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joel KAUFFMAN et al.

Serial No.: 10/565,414

Filed: 01/23/2006

For: COMPOUNDS THAT ABSORB

ULTRAVIOLET LIGHT, METHODS OF THEIR PREPARATION AND OPTICAL

LENSES CONTAINING THEM

Group Art Unit: 1626

Examiner: Shterengarts, Samantha L.

Atty. Dkt. No.: ESSR:103US

Confirmation No: 6229

CERTIFICATE OF ELECTRONIC SUBMISSION

DATE OF SUBMISSION: March 30, 2009

## REQUEST FOR REFUND OF IMPROPER CHARGE TO DEPOSIT ACCOUNT

**MAIL STOP 16 - Refund Branch** 

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Commissioner:

This is a request for a refund in the amount of \$1,730.00 in the above-identified application which was improperly charged to Fulbright & Jaworski L.L.P. Deposit Account No. 50-1212. This charge is shown on the attached monthly Deposit Account statement for January 2009 and the accompanying transaction detail for the charge on January 9, 2009 (Appendix A). This request for refund is being made within two years of the date of the deposit account statement indicating such charge pursuant to 37 C.F.R. 1.26(b).

The fees charged for which this refund is requested were for fee code 1254, Extension for Response within Fourth Month, and is related to the Response to Restriction Requirement filed by Applicants on December 15, 2008. However, Applicants believe the Office has made in

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mistake in charging Applicants' representative's Deposit Account, as the proper fee for a four-month extension, \$1,730.00, was paid by credit card at the time of filing the Response on December 15, 2008, as evidenced by the attached transaction detail from the USPTO Financial Profile showing a payment date of December 16, 2008 (Appendix B).

Therefore, the \$1,730.00 charge for a four-month extension made on January 9, 2009, is duplicative and should be refunded. The Commissioner is hereby requested to make this refund by crediting Fulbright & Jaworski L.L.P. Deposit Account No.: 50-1212/ESSR:103US in the amount of \$1,730.00.

Respectfully submitted,

/Mark B. Wilson/

Mark B. Wilson Reg. No. 37,259 Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P. 600 Congress Avenue, Suite 2400 Austin, Texas 78701 512.536.3035 (voice) 512.536.4598 (fax)

Date:

March 30, 2009

# APPENDIX A

United States Patent and Trademark Office Date Printed: 03-30-2009 17:34:46 ET

		Deposit Acc	ount Statement for	ccount Statement for - Account#: 501212 ( 01/2009 )	2009)	
Ò	Opening Balanace :	\$91,478.00	00	Total Sale:	\$6,538.00	
Ō	Closing Balance :	\$88,604.00	00	Total Adjustment:	\$460.00	
				Total Replenishment:	\$3,204.00	
Туре	Transaction Status	Date Posted	Name/Number	Attorney Docket Number	Charges/Credits (-)	Account Balance
Sale	Active	01/02/2009	11680375	UTSJ:050US/10702644	\$78.00	\$91,400.00
Sale	Active	01/06/2009	11974479	UTSD:1845US	\$25.00	\$91,375.00
<b>√</b> Sale	Active	01/09/2009	10565414	ESSR:103US/10600581	\$1,730.00	\$89,645.00
Sale	Active	01/12/2009	11301277	SEMB:037US	\$440.00	\$89,205.00
Sale	Active	01/12/2009	PCT/US08/87762	ASUR:038WO	\$1,680.00	\$87,525.00
Sale	Active	01/13/2009	11248016	IOWA:073US/10510278	\$130.00	\$87,395.00
Sale	Active	01/14/2009	10488828	ONCO:004US/10616201	\$130.00	\$87,265.00
Sale	Reversed	01/22/2009	10599946	ESSR:126US/10613616	\$460.00	\$86,805.00
Sale	Active	01/27/2009	09603510	UHGC:1104US	\$1,620.00	\$85,185.00
Sale	Active	01/27/2009	11876612	CLFR:177USD2/10715998	\$110.00	\$85,075.00
Sale	Active	01/29/2009	11948672	CLFR:278US	\$135.00	\$84,940.00
Replenishment	Completed	01/30/2009	E-REPLENISHMENT		\$-3,204.00	\$88,144.00
Adjustment	Active	01/30/2009	10599946	ESSR:126US/10613616	\$-460.00	\$88,604.00
(*) indicates that a sing	ale payment paid for mu	Iltiple items or multiple	(*) indicates that a single payment baid for multiple items or multiple payments baid for a single item.	item.		

(\*) indicates that a single payment paid for multiple items or multiple payments paid for a single item.



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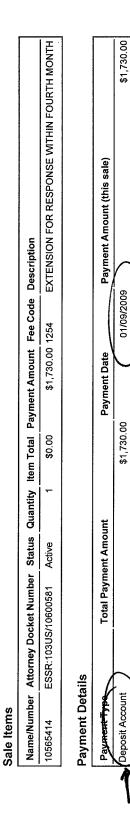
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Home	Transaction Details	n Details		
Online Shopping				
FAO	Type:		Sale	
***************************************	Status:	**	Active	

ESSR:103US/10600581 Attorney Docket Number: 01/09/2009 Accounting Date:

10565414

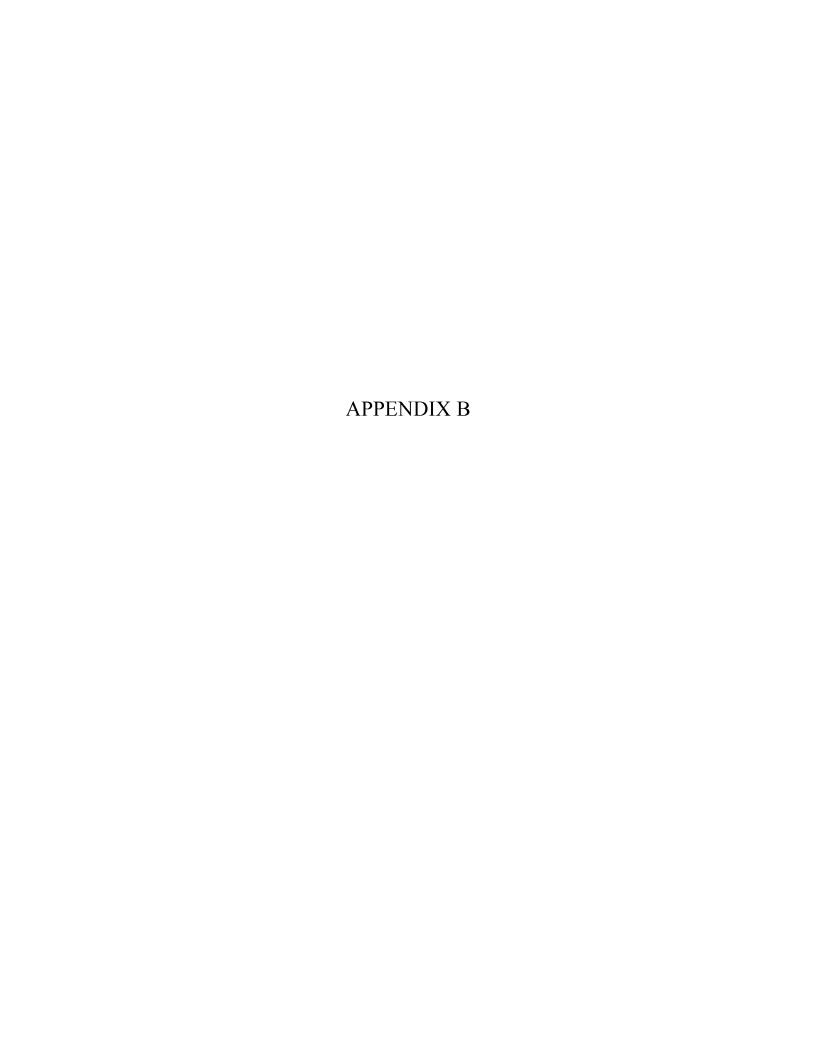
Name/Number:



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Online Shop	FAQ
	Online Shopping

Fransaction Details	Type:

Sale Active 12/16/2008

Accounting Date:

Status:

10565414 ESSR:103US/10600581

Attorney Docket Number:

Name/Number:

Sale Items

Name/Number	Attorney Docket Number	Status	Quantity	Item Total	ket Number Status Quantity Item Total Payment Amount Fee Code Descript	le Description
10565414	ESSR:103US/10600581	Active	-	\$1,730.00	\$1,730.00 1254 EXT	EXTENSION FOR RESPONSE WITHIN FOURTH MONTH

# **Payment Details**

Payment Type	Total Payment Amount	Payment Dat	i G	Payment Date Payment Amount (this sale)
Credit Card	8	\$1,730.00	12/16/2008	\$1,730.00
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